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By: Nancy Ramos

Printed: Nancy Ramos



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Bandman et al.

Title: **LUNG GROWTH FACTOR VARIANT**

Serial No.: To Be Assigned Filing Date: Herewith

Examiner: To Be Assigned Group Art Unit: To Be Assigned

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Commissioner for Patents  
Washington, D.C. 20231

**INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicants wish to call to the attention of the Examiner the enclosed "List of References Cited by Applicants." The right is reserved to antedate any item in accordance with standard procedure.

Applicants respectfully submit under 37 C.F.R. 1.98(3)(d) that copies of the references are not included herein as copies were previously cited by or submitted to the Office in parent application Serial No. 08/760,745, filed December 5, 1996, or Serial No. 09/207,980, filed December 7, 1998, from which we are claiming priority under 35 U.S.C. 120.

Citation of the documents is not to be construed as an admission that the documents are necessarily prior art with respect to the instant invention. This submission is understood to complement the results of the Examiner's own independent search. Citation of the documents shall not be construed as a representation that a search has been made or that the cited items are inclusive of all the relevant and material citations that may be available publicly. Any NCBI report included herein may not have an accurate date for prior art purposes. Some of the documents may have markings thereon. No significance is meant to be attached to the markings.

Applicants respectfully request that the cited documents be considered by the Examiner

and that an initialed copy of the List of References Cited by Applicants be returned to Applicants.

It is believed that this disclosure complies with 37 CFR §§ 1.56, 1.97 and 1.98 and the Manual of Patent Examining Procedures § 609. If for some reason the Examiner considers otherwise, please telephone the undersigned.

Applicants believe that no fee is due with this paper. However, if the Commissioner determines that a fee is necessary, the Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. **09-0108**. **A duplicate copy of this communication is enclosed.**

If there are any questions regarding the above, the Examiner is invited to call the undersigned at 650-855-0555.

Respectfully submitted,  
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Date: August 24, 2001

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U.S. Department of Commerce, Patent and Trademark Office				Atty Docket No.		Serial No.	
				PTO 		PF-0169-2 CON To Be Assigned	
LIST OF REFERENCES CITED BY APPLICANTS (Use several sheets if necessary)				Applicant			
				U.S. P. 3885 1 D 3885 4 17 3885 4 106 3885 8 1 3885 0			
				Bandman et al.			
				Filing Date		Group	
				HEREWITH		To Be Assigned	
U.S. Patent Documents							
*Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate	
	1. 5,235,042	8/10/93	Klagsbrun	530	399		
Foreign Patent Documents							
						Translation	
	2. 06,343,470A	12/20/94	JP	---	---	Yes	No
OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)							
	3. Nakamura, H. et al., "Molecular cloning of complementary DNA for a novel human hepatoma-derived growth factor. Its homology with high mobility group-1 protein.", <u>J.Biol.Chem.</u> (1994) 269(40):25143-25149.						
	4. Baxevanis, A.D., et al., "The HMG-1 box protein family: classification and functional relationships.", <u>Nucleic Acids Res.</u> (1995) 23(9):1604-1613.						
	8. Morton, R.L., et al., "Chromosomal proteins HMG-14 and HMG-17 are synthesized throughout the S-phase in Burkitt's lymphoma.", <u>Biochem.Biophys.Res.Commun.</u> (1996) 222(2):368-373.						
	6. Harley, V.R., et al., "The HMG box of SRY is a calmodulin binding domain.", <u>FEBS Lett.</u> (1996) 391(1-2):24-28.						
	7. Onate, S.A. et al., "The DNA-bending protein HMG-1 enhances progesterone receptor binding to its target DNA sequences.", <u>Mol.Cell Biol.</u> (1994) 14(5):3376-3391.						
	8. Izumoto, Y. (Direct Submission), GenBank Sequence Database (Accession 945419), National Center for Biotechnology Information, National Library of Medicine, Bethesda, Maryland, 20894.						
	9. Auffray, C. et al, HSC10E061, "H. sapiens partial cDNA sequence; clone c-10e06" EMBL SEQUENCE DATABASE, 21 September 1995, Heidelberg, Germany						
	10. Adams, M.D. et al, HS20113, "EST28619 Homo sapiens cDNA" EMBL SEQUENCE DATABASE, 8 September 1995, Heidelberg, Germany						
Examiner		Date Considered					
<p>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with your communication to applicant.</p>							

## OTHER ART (Including Author, Title, Date, Pertinent Passages, Etc.)

	11.	Auffray, et al., "H. Sapiens partial cDNA sequence; clone c-10e06. EST-STS Accession No. Z43004.
	12.	Charnock-Jones et al., "Extension of incomplete cDNAs (ESTs) by biotin/streptavidin-mediated walking using the polymerase chain reaction," <i>Journal of Biotechnology</i> , Vol 35, Nos. 2-3, pp. 205-215.
	13.	Liew, J2942F Homo sapiens cDNA clone J2942 5' similar to HEPATOMA-DERIVED GROWTH FACTOR, EST-STS Accession No. N85236.
	14.	Sambrook et al., "Molecular Cloning: A Laboratory Manual, 2d. Ed. CSHL Press, Cold Spring Harbor, NY, pp. 9.50-51.
	15.	Adams, et al., EST03319 Homo sapiens cDNA clone HFBCW96. EST-STS database Accession No. T05430.
	16.	George, et al., "Current methods in sequence comparison and analysis," In: <i>Macromolecular Sequencing and Synthesis</i> (DH Schlesinger, ed.) Alan R. Liss, Inc., NY, pp. 127-149.
	17.	Meinkoth et al., "Hybridization of nucleic acids immobilized on solid supports," <i>Anal. Biochem.</i> , 1984 May 1; 138(2):267-284
	18.	Sambrook et al., <u>Molecular Cloning: A Laboratory Manual Second Edition</u> , Vols. 1, 2 and 3. Cold Spring Harbor Laboratory Press: Cold Spring Harbor, New York, USA, November 1989, page 11.47.
	19.	Saiki et al., "Genetic Analysis of Amplified DNA with Immobilized Sequence-Specific Oligonucleotide Probes," <u>Proc. Natl. Acad. Sci. USA</u> , 1989 August; 86(16):6230-4.
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation of not in conformance and not considered. Include copy of this form with your communication to applicant.		